

MANDATE

05-10136
USDC MA
Steains, R.

**United States Court of Appeals
For the First Circuit**

No.08-1097

UNITED STATES,

Appellee,

v.

MARK NUTTER,

Defendant - Appellant.

JUDGMENT

Entered: February 20, 2008
Pursuant to 1st Cir. R. 27.0(d)

Upon consideration of appellant's unopposed motion, it is hereby ordered that this appeal be voluntarily dismissed pursuant to Fed. R. App. P. 42(b).

Mandate to issue forthwith.

By the Court:

**Certified and Issued as Mandate
under Fed. R. App. P. 41.**

Richard Cushing Donovan, Clerk

Richard Cushing Donovan, Clerk


Deputy Clerk

By MARGARET CARTER
Chief Deputy Clerk.

Date: 2/20/08

[cc: Stephen J. Weymouth, Esq., Dina M. Chaitowitz, AUSA,
William H. Connolly, AUSA, James P. Dowden, AUSA]